

UNITED STATES DISTRICT COURT

Jury demand date:

D. C. Form No. 106A Rev.

9

TITLE OF CASE

ATTORNEYS

United States of America
for the use and benefit of
Marion Turner, d/b/a
Fairland Lumber & Supply Company

vs.

Pacific Indemnity Company,
A California corporation

For plaintiff:

Warren L. McConnico
McConnico & Harris
518 McBirney Bldg.
Tulsa, Oklahoma 74103

For defendant:

G. Lee Jackson
502A Court Street
Muskogee, Oklahoma 74401

STATISTICAL RECORD

COSTS

DATE

NAME OR
RECEIPT NO.

REC.

DISB.

J.S. 5 mailed 6-1-68

Clerk

5-31-68 McConnico 15 00
6-6-68 CD 52

15 00

J.S. 6 mailed 2-1-70

Marshal

Basis of Action: Miller Act
Case

Docket fee

Witness fees

Action arose at: Ottawa
County

Depositions

DATE	PROCEEDINGS	Date Order or Judgment Noted
5-31-68	Complaint filed. Summons issued. w	
6-11-68	Summons returned filed - served Pacific Indemnity Company by serving Joe B. Hunt, Oklahoma's State Insurance Commissioner and paying him \$3.00 as required by law on June 6, 1968 at Oklahoma City, Oklahoma. (\$4.72 + \$3.00 = \$7.72) b	
6-26-68	Motion of defendant to dismiss and lack of service of process, filed. g	
7-23-68	Answer of defendant, Pacific Indemnity Co. filed. ds	
7-25-68	Order Overruling Motion To Dismiss and Lack of Service of Process, filed. (AEB-J) js (Sent to All Atty's)	
7-26-68	It is Ordered by the court that counsel to hold pre-trial and file pre-trial order on or before 8-27-68. (AEB-J) js	
8-26-68	Application for extension of time for preparation of pre-trial order, filed. ds	
8-26-68	Order granting parties ten days beyond 8-27-68 to submit pre-trial order or separate proposed orders on behalf of respective parties, filed. ds (MME-C1)	
3-5-69	Proposed pre-trial order by plaintiff, filed. m	
12-18-69	Case set for non-jury trial Monday 1-12-70 at 10:00 a.m. (AEB-J)m	
1-12-70	Case called for N/J trial. Plaintiff represented, and defendant not present or represented. Court directs Clerk to send notice to defendant that default will be entered if no appearance is made within 3 days. Case stricken from N/J docket of this date and passed to Friday, 1-16-70 at 10:00 A.M. for N/J trial or disposition. Warren L. McConnico makes oral request for \$250.00 Attorney fees. (AEB-J)h	
1-16-70	Case called for hearing. Hearing held. Defendant not present and not represented. Plaintiff represented and makes oral motion for default judgment and it is granted. It is ordered that default be entered in the amount of \$709.81 plus 6% interest plus atty. fees. Plaintiff to prepare Order of Default. (AEB-J)h	
1-20-70	Judgment, filed and entered, that plaintiff have judgment against defendant Pacific Indemnity Company for \$709.81, with interest at 6% per annum from date of judgment, attorney fee of \$250.00, and costs in sum of \$22.72. (AEB-J)g cpy to counsel.	
2-12-70	Release and satisfaction of judgment, filed. m	